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STRAUB & POKOTYLO 620 TINTON AVENUE BLDG. B, 2ND FLOOR TINTON FALLS, NJ 07724			EXAMINER KRISHNAN, VIVEK V	
			ART UNIT 4121	PAPER NUMBER
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/775,544	Applicant(s) KOMPELLA ET AL.	
	Examiner Vivek Krishnan	Art Unit 4121	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on February 10, 2004.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-50 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-50 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date <u>February 10, 2004 and July 12, 2004</u> . | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

This is a Non-Final Office Action Correspondence in response to U.S. Application No. 10/775544 filed on February 10, 2004 and claiming the benefit of U.S. Provisional Application No. 60/472859 filed on May 23, 2003. Claims 1-50 are pending.

Claim Objections

1. Claims 16, 21, 25, 44, and 49 are objected to because of the following informalities:

Claims 16, 21, 25, 44, and 49 recite “at least one of” terminology that indicates an OR relationship between limitations. However applicant uses AND terminology. For example, in claim 16, **(xi) whether or not the forwarding plane is congested, and** should be corrected to read **(xi) whether or not the forwarding plane is congested, or**.

Appropriate correction is required.

Claim Rejections - 35 USC § 102

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

3. Claims 1-3, 7-12, 14-16, 18-21, 23-31, 35-40, 42-44, 46-49 are rejected under 35

U.S.C. 102(b) as being anticipated by Network Working Group RFC 1583: OSPF Version 2 published on March 1994 by Moy (denoted herein as “Moy”).

4. As for claims 1 and 29, Moy discloses **a method (for use with a node, elements) comprising:**

a) (means for) accepting forwarding liveness status information (Moy; 9.1 Interface States, 9.2 Events Causing Interface State Changes, 9.3 The Interface State Machine, and 12.0-12.4 Link State Advertisements, discloses accepting interface and link status information for a link state advertisement. See also, Moy; 9.0 The Interface Data Structure, which discloses accepting interface and link status information for a hello message);

b) (means for) composing a message including the forwarding liveness status information (Moy; 9.1 Interface States, 9.2 Events Causing Interface State Changes, 9.3 The Interface State Machine, and 12.0-12.4 Link State Advertisements, discloses composing a link state advertisement including the interface and link status information. See also, Moy; 9.0 The Interface Data Structure, which discloses composing a hello message including the interface and link status information); **and**

c) (means for) sending the message towards a neighbor node (Moy; 9.1 Interface States, 9.2 Events Causing Interface State Changes, 9.3 The Interface State Machine, and 12.0-12.4 Link State Advertisements, discloses sending the link state advertisements to neighboring routers. See also, Moy; 9.0 The Interface Data Structure, which discloses sending the hello message to neighboring routers).

5. As for claims 2 and 30, Moy discloses each and every limitation of claims 1 and 29. Moy further discloses

d) (means for) maintaining a first timer for tracking a send time interval, wherein the acts of composing a message and sending the message are performed after expiration of the first timer (Moy; 9.0 The Interface Data Structure, discloses maintaining a Hello Timer for tracking a HelloInterval, wherein hello messages are composed and sent when the timer expires); **and**
e) (means for) restarting the first timer after the message is sent (Moy; 9.0 The Interface Data Structure, discloses restarting the Hello Timer after the message is sent).

6. As for claims 3 and 31, Moy discloses each and every limitation of claims 2 and 30. Moy further discloses **wherein the message further includes a dead time interval, and wherein the send time interval is less than the dead time interval** (Moy; 9.0 The Interface Data Structure, discloses a RouterDeadInterval, which is greater than the HelloInterval).

7. As for claims 7 and 35, Moy discloses each and every limitation of claims 1 and 29. Moy further discloses **wherein the message further includes a dead time interval** (Moy; 9.0 The Interface Data Structure, discloses a RouterDeadInterval).

8. As for claims 8 and 36, Moy discloses each and every limitation of claims 1 and 29. Moy further discloses **wherein the act of (means for) sending the message includes (means for) providing the message in an Internet protocol packet** (Moy; 1.1 Protocol Overview, discloses OSPF messages being provided in IP packets).

9. As for claims 9 and 37, Moy discloses each and every limitation of claims 8 and 36. Moy further discloses **wherein the message is sent (the means for sending the message) towards the neighbor node by (include means for) setting a destination address in the Internet protocol**

packet to a multicast address associated with routers that support interface forwarding liveness
(Moy; 1.0 Introduction, discloses sending the IP messages using multicast).

10. As for claims 10 and 38, Moy discloses each and every limitation of claims 1 and 29. Moy further discloses **wherein the status information includes a forwarding liveness state selected from a group of forwarding liveness states consisting of**

(A) interface up (Moy; 9.1 Interface States, 9.2 Events Causing Interface State Changes, and 9.3 The Interface State Machine, discloses the link state advertisement includes interface state information, including InterfaceUp. See also, Moy; 9.0 The Interface Data Structure, which discloses receiving a hello messages within the RouterDeadInterval serves as indication that the neighbor interface is up),

(B) interface down (Moy; 9.1 Interface States, 9.2 Events Causing Interface State Changes, and 9.3 The Interface State Machine, discloses the link state advertisement includes interface state information, including InterfaceDown. See also, Moy; 9.0 The Interface Data Structure, which discloses the failure to receive hello messages within the RouterDeadInterval serves as indication that the neighbor interface is down),

(C) interface monitor not reporting, and

(D) forwarding engine restarting.

11. As for claims 11 and 39, Moy discloses **for use with a node, a method (elements) comprising:**

a) (means for) receiving a message including

i) forwarding liveness status information (Moy; 9.1 Interface States, 9.2 Events Causing Interface State Changes, 9.3 The Interface State Machine, and 12.0-12.4 Link State

Advertisements, discloses receiving a link state advertisement including interface and link status information. See also, Moy; 9.0 The Interface Data Structure, which discloses receiving a hello message including interface and link status information), **and**

ii) a time interval (Moy; 9.0 The Interface Data Structure, which discloses receiving a hello message including a PeerDeadInterval); **and**

b) (means for) updating neighbor node forwarding liveness status information using the message (Moy; 12.2 Link State Database, discloses updating neighbor router interface and link status information using the link state advertisement. See also, Moy; 9.0 The Interface Data Structure, which discloses updating neighbor router interface and link status information using the hello message).

12. As for claims 12 and 40, Moy discloses each and every limitation of claims 11 and 39. Moy further discloses **wherein the act of (means for) updating neighbor node liveness status information includes**

i) (means for) setting a first timer to the time interval and starting the first timer (Moy; 9.0 The Interface Data Structure, discloses setting a Wait Timer to the RouterDeadInterval and starting the Wait Timer),

ii) if the first timer expires, (means for) setting a status of an interface of the neighbor node to down (Moy; 9.0 The Interface Data Structure and 9.2 Events Causing Interface State Changes, discloses setting a status of an interface of the neighbor router to down if the Wait Timer expires); **and**

iii) (means) if a further message, sourced from the neighbor node, and including A) forwarding liveness status information, and B) a new time interval, is received then, resetting the first timer to the new time interval and restarting the first timer (Moy; 9.0 The Interface Data Structure and 9.2 Events Causing Interface State Changes, discloses if a hello message including a

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RouterDeadInterval is received, resetting the Wait Timer to the RouterDeadInterval and restarting the Wait Timer).

13. As for claims 14 and 42, Moy discloses each and every limitation of claims 11 and 39. Moy further discloses **wherein the forwarding liveness status information is interface forwarding liveness status information** (Moy; 9.1 Interface States, 9.2 Events Causing Interface State Changes, 9.3 The Interface State Machine, and 12.0-12.4 Link State Advertisements, discloses the link state advertisement includes interface status information).

14. As for claims 15 and 43, Moy discloses each and every limitation of claims 11 and 39. Moy further discloses **wherein the status information includes a forwarding liveness state selected from a group of forwarding liveness states consisting of**

(A) interface up (Moy; 9.1 Interface States, 9.2 Events Causing Interface State Changes, and 9.3 The Interface State Machine, discloses the link state advertisement includes interface state information, including InterfaceUp. See also, Moy; 9.0 The Interface Data Structure, which discloses receiving a hello messages within the RouterDeadInterval serves as indication that the neighbor interface is up),

(B) interface down (Moy; 9.1 Interface States, 9.2 Events Causing Interface State Changes, and 9.3 The Interface State Machine, discloses the link state advertisement includes interface state information, including InterfaceDown. See also, Moy; 9.0 The Interface Data Structure, which discloses the failure to receive hello messages within the RouterDeadInterval serves as indication that the neighbor interface is down),

(C) interface monitor not reporting, and

(D) forwarding engine restarting.

15. As for claims 16 and 44, Moy discloses each and every limitation of claims 11 and 39. Moy further discloses **wherein the forwarding liveness status information includes at least one of**

- (i) the integrity and correct operation of forwarding tables,**
- (ii) the integrity and correct operation of switch fabric** (Moy; 12.0-12.4 Link State Advertisements, discloses the link state advertisement includes link status information),
- (iii) the integrity and correct operation of a forwarding lookup engine,**
- (iv) the integrity and correct operation of a traffic scheduler,**
- (v) the integrity and correct operation of a traffic classifier,**
- (vi) the integrity and correct operation of buffers in the data plane,**
- (vii) the integrity and correct operation of packet segmentation modules,**
- (viii) the integrity and correct operation of packet reassembly modules,**
- (ix) the integrity and correct operation of packet re-sequencing modules,**
- (x) whether or not a node is restarting,**
- (xi) whether or not the forwarding plane is congested, and**
- (xii) the integrity and correct operation of fragmentation modules.**

16. As for claims 18 and 46, Moy discloses **a method for monitoring interface forwarding liveness, the method (a system) comprising:**

- a) (means for) determining, at a first node, forwarding liveness status information for an interface** (Moy; 9.1 Interface States, 9.2 Events Causing Interface State Changes, 9.3 The Interface State Machine, and 12.0-12.4 Link State Advertisements, discloses determining, at a first node, interface and link status information for a link state advertisement. See also, Moy; 9.0 The Interface

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Data Structure, which discloses determining, at a first node, interface and link status information for a hello message);

b) (means for) sending, from the first node, a message including the determined status

information (Moy; 9.1 Interface States, 9.2 Events Causing Interface State Changes, 9.3 The Interface State Machine, and 12.0-12.4 Link State Advertisements, discloses sending, from the first node, a link state advertisement including the interface and link status information. See also, Moy; 9.0 The Interface Data Structure, which discloses sending, from the first node, a hello message including the interface and link status information);

c) (means for) receiving, at the second node, the message (Moy; 9.1 Interface States, 9.2 Events Causing Interface State Changes, 9.3 The Interface State Machine, and 12.0-12.4 Link State Advertisements, discloses receiving, at a second node, the link state advertisement. See also, Moy; 9.0 The Interface Data Structure, which discloses receiving, at a second node, the hello message); **and**

d) (means for) updating, by the second node, first node forwarding liveness status information using the message (Moy; 12.2 Link State Database, discloses updating, by the second node, first node interface and link status information using the link state advertisement. See also, Moy; 9.0 The Interface Data Structure, which discloses updating, by the second node, first node interface and link status information using the hello message).

17. As for claims 19 and 47, Moy discloses each and every limitation of claims 18 and 46. Moy further discloses **wherein the message further includes a dead interval** (Moy; 9.0 The Interface Data Structure, discloses a RouterDeadInterval included in a hello message), **and wherein the act of (means for) updating first node forwarding liveness status information includes**

i) (means for) setting a timer to the dead interval (Moy; 9.0 The Interface Data Structure, discloses setting a Wait Timer to the RouterDeadInterval);

ii) (means for) starting the timer (Moy; 9.0 The Interface Data Structure, discloses starting the Wait Timer);

iii) (means for) determining whether or not a further message including forwarding liveness status information is received from the first node before the expiration of the timer (Moy; 9.0 The Interface Data Structure and 9.2 Events Causing Interface State Changes, discloses determining whether a further hello message is received from the first node before the Wait Timer expires); **and**

iv) if it is determined that a further message including forwarding liveness status information is not received from the first node by the second node before the expiration of the timer, then (means for) informing the second node that the interface of the first node is down (Moy; 9.0 The Interface Data Structure and 9.2 Events Causing Interface State Changes, discloses if it is determined that a further hello message is not received from the first node before the expiration of the Wait Timer, then informing the second node that the interface of the first node is down).

18. As for claims 20 and 48, Moy discloses each and every limitation of claims 18 and 46. Moy further discloses **wherein the status information includes a forwarding liveness state selected from a group of forwarding liveness states consisting of**

(A) interface up (Moy; 9.1 Interface States, 9.2 Events Causing Interface State Changes, and 9.3 The Interface State Machine, discloses the link state advertisement includes interface state information, including InterfaceUp. See also, Moy; 9.0 The Interface Data Structure, which discloses receiving a hello messages within the RouterDeadInterval serves as indication that the neighbor interface is up),

(B) interface down (Moy; 9.1 Interface States, 9.2 Events Causing Interface State Changes, and 9.3

The Interface State Machine, discloses the link state advertisement includes interface state information, including InterfaceDown. See also, Moy; 9.0 The Interface Data Structure, which discloses the failure to receive hello messages within the RouterDeadInterval serves as indication that the neighbor interface is down),

(C) interface monitor not reporting, and

(D) forwarding engine restarting.

19. As for claims 21 and 49, Moy discloses each and every limitation of claims 18 and 46. Moy further discloses **wherein the forwarding liveness status information includes at least one of**

(i) the integrity and correct operation of forwarding tables,

(ii) the integrity and correct operation of switch fabric (Moy; 12.0-12.4 Link State Advertisements, discloses the link state advertisement includes link status information),

(iii) the integrity and correct operation of a forwarding lookup engine,

(iv) the integrity and correct operation of a traffic scheduler,

(v) the integrity and correct operation of a traffic classifier,

(vi) the integrity and correct operation of buffers in the data plane,

(vii) the integrity and correct operation of packet segmentation modules,

(viii) the integrity and correct operation of packet reassembly modules,

(ix) the integrity and correct operation of packet re-sequencing modules,

(x) whether or not a node is restarting,

(xi) whether or not the forwarding plane is congested, and

(xii) the integrity and correct operation of fragmentation modules.

20. As for claim 23, Moy discloses **a machine-readable medium having stored thereon a machine readable data structure comprising:**

a) an indication, for an interface of a node, of a forwarding liveness state of the interface (Moy; 9.1 Interface States, 9.2 Events Causing Interface State Changes, 9.3 The Interface State Machine, and 12.0-12.4 Link State Advertisements, discloses a link state database including link state advertisements that indicate the status of an interface of a node. See also, Moy; 9.0 The Interface Data Structure, which discloses an interface data structure including interface state information); **and**

b) a dead interval (Moy; 9.0 The Interface Data Structure, discloses an interface data structure including a RouterDeadInterval).

21. As for claim 24, Moy discloses each and every limitation of claim 23. Moy further discloses **wherein the indication indicates a forwarding liveness state selected from a group of forwarding liveness states consisting of**

(A) interface up (Moy; 9.1 Interface States, 9.2 Events Causing Interface State Changes, and 9.3 The Interface State Machine, discloses the link state database including link state advertisements that indicate interface state information, including InterfaceUp. See also, Moy; 9.0 The Interface Data Structure, which discloses the interface data structure including indication of the state of an interface),

(B) interface down (Moy; 9.1 Interface States, 9.2 Events Causing Interface State Changes, and 9.3 The Interface State Machine, discloses the link state database including link state advertisements that indicate interface state information, including InterfaceDown. See also, Moy; 9.0 The Interface Data Structure, which discloses the interface data structure including indication of the state of an interface),

(C) interface monitor not reporting, and

(D) forwarding engine restarting.

22. As for claim 25, Moy discloses each and every limitation of claim 23. Moy further discloses **wherein the indication indicates a forwarding liveness of an interface and includes at least one of**

(i) the integrity and correct operation of forwarding tables,

(ii) the integrity and correct operation of switch fabric (Moy; 12.0-12.4 Link State Advertisements, discloses the link state database including link state advertisements that indicate link status information),

(iii) the integrity and correct operation of a forwarding lookup engine,

(iv) the integrity and correct operation of a traffic scheduler,

(v) the integrity and correct operation of a traffic classifier,

(vi) the integrity and correct operation of buffers in the data plane,

(vii) the integrity and correct operation of packet segmentation modules,

(viii) the integrity and correct operation of packet reassembly modules,

(ix) the integrity and correct operation of packet re-sequencing modules,

(x) whether or not a node is restarting,

(xi) whether or not the forwarding plane is congested, and

(xii) the integrity and correct operation of fragmentation modules.

23. As for claim 26, Moy discloses each and every limitation of claim 23. Moy further discloses **c) an identifier of the node** (Moy; 1.2 Definitions of Commonly Used Terms and 12.0-12.4 Link State Advertisements, discloses the link state database including link state advertisements that include Router ID. See also, Moy; 1.2 Definitions of Commonly Used Terms and 9.0 The Interface Data

Structure, which discloses the interface data structure includes Router ID, Area ID, and IP interface address).

24. As for claim 27, Moy discloses each and every limitation of claim 26. Moy further discloses **wherein the node is a router and wherein the identifier is a router identifier** (Moy; 1.2 Definitions of Commonly Used Terms and 12.0-12.4 Link State Advertisements, discloses the link state database including link state advertisements that include Router ID. See also, Moy; 1.2 Definitions of Commonly Used Terms and 9.0 The Interface Data Structure, which discloses the interface data structure includes Router ID, Area ID, and IP interface address).

25. As for claim 28, Moy discloses each and every limitation of claim 23. Moy further discloses **c) an interface index** (Moy; 12.0-12.4 Link State Advertisements, discloses the link state database including link state advertisements that include Link ID which indicates the IP interface address. See also, Moy; 1.2 Definitions of Commonly Used Terms and 9.0 The Interface Data Structure, which discloses the interface data structure includes Router ID, Area ID, and IP interface address).

Claim Rejections - 35 USC § 103

26. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

27. Claims 4-6, 13, 32-34, and 41 are rejected under 35 U.S.C. 103(a) as being unpatentable over Moy as applied to claims 2 and 30 above, and further in view of Network Working Group Internet Draft: Fast Liveness Protocol (FLIP) published on February 2000 by Sandick et al. (denoted herein as “Sandick”).

28. As for claims 4 and 32, Moy discloses each and every limitation of claims 2 and 30. Moy further discloses **wherein the message further includes a dead time interval** (Moy; 9.0 The Interface Data Structure, discloses a RouterDeadInterval),

Moy does not explicitly disclose, but Sandick discloses **wherein the send time interval is no more than one third of the dead time interval** (Sandick; 4.2 Parameters, discloses a PeerDeadInterval, wherein the PeerDeadInterval is at least 3 times the HelloInterval).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to modify the message including a dead time interval, as disclosed by Moy, to include a dead time interval which is greater than 3 times the send time interval, as disclosed by Sandick. One of ordinary skill in the art at the time the invention was made would have been motivated to make this combination in order to facilitate fast neighbor or peer interface failure detection (Sandick; Abstract).

29. As for claims 5 and 33, Moy discloses each and every limitation of claims 2 and 30. Moy does not explicitly disclose, but Sandick discloses **wherein the send time interval is less than one second** (Sandick; 7.2 HelloInterval, discloses the HelloInterval has a default value of 3ms).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to modify the send time interval, as disclosed by Moy, to include a send time interval that is less than one second, as disclosed by Sandick. One of ordinary skill in the art at the time the invention was

made would have been motivated to make this combination in order to facilitate fast neighbor or peer interface failure detection (Sandick; Abstract).

30. As for claims 6 and 34, Moy discloses each and every limitation of claims 2 and 30. Moy does not explicitly disclose, but Sandick discloses **wherein the send time interval is less than 100 msec** (Sandick; 7.2 HelloInterval, discloses the HelloInterval has a default value of 3ms).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to modify the send time interval, as disclosed by Moy, to include a send time interval that is less than 100 ms, as disclosed by Sandick. One of ordinary skill in the art at the time the invention was made would have been motivated to make this combination in order to facilitate fast neighbor or peer interface failure detection (Sandick; Abstract).

31. As for claims 13 and 41, Moy discloses each and every limitation of claims 12 and 40. Moy does not explicitly disclose, but Sandick discloses **wherein each of the time interval and the new time interval is less than one second** (Sandick; 7.3 PeerDeadInterval, discloses PeerDeadInterval default value is 12 ms).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to modify the time interval, as disclosed by Moy, to include a time interval that is less than one second, as disclosed by Sandick. One of ordinary skill in the art at the time the invention was made would have been motivated to make this combination in order to facilitate fast neighbor or peer interface failure detection (Sandick; Abstract).

32. Claims 17, 22, 45, and 50 are rejected under 35 U.S.C. 103(a) as being unpatentable over Moy as applied to claims 11, 18, 39, and 46 above, and further in view of Network Working Group RFC 1989: PPP Link Quality Monitoring published on August 1996 by Simpson (denoted herein as “Simpson”).

33. As for claims 17 and 45, Moy discloses each and every limitation of claims 11 and 39. Moy further discloses **wherein the forwarding liveness status information includes at least one of (i) bit error rate at a link interface** (Simpson; 2.6 Packet Format, 2.7 Calculations, and 2.9 Failure Detection, discloses sending status information including indication of the error rate of packets at a link interface), **and**
(ii) clock synchronization at a link interface.

It would have been obvious to one of ordinary skill in the art at the time the invention was made to modify the forwarding liveness status information, as disclosed by Moy, to include bit error rate at a link interface, as disclosed by Simpson. One of ordinary skill in the art at the time the invention was made would have been motivated to make this combination in order to monitor the quality of a link (Simpson; 1.0 Introduction).

34. As for claims 22 and 50, Moy discloses each and every limitation of claims 18 and 46. Moy further discloses **wherein the forwarding liveness status information includes at least one of (i) bit error rate at a link interface** (Simpson; 2.6 Packet Format, 2.7 Calculations, and 2.9 Failure Detection, discloses sending status information including indication of the error rate of packets at a link interface), **and**
(ii) clock synchronization at a link interface.

It would have been obvious to one of ordinary skill in the art at the time the invention was made to modify the forwarding liveness status information, as disclosed by Moy, to include bit error rate at a link interface, as disclosed by Simpson. One of ordinary skill in the art at the time the invention was made would have been motivated to make this combination in order to monitor the quality of a link (Simpson; 1.0 Introduction).

Conclusion

35. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

U.S. 2005/0076231 A1

U.S. 7,155,536 B2

U.S. 2005/0265260

U.S. 2002/0131362

U.S. 7,092,360 B2

U.S. 6,728,214 B1

U.S. 5,926,463

U.S. 2002/0167900 A1

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Vivek Krishnan whose telephone number is (571) 270-5009. The examiner can normally be reached on Monday through Friday from 7:30 AM to 5:00 PM EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Taghi Arani can be reached on (571) 272-3787. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

VK

/Taghi T. Arani/
Supervisory Patent Examiner, Art Unit 4121
12/5/2007